

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	ARMIN BERNHARD	)Art Unit:
		) 3762
SERIAL NUMBER:	10/508,806	)Examiner:
		) Flory,
FILING DATE:	September 21, 2004	) Christopher A.
		)
FOR:	ACOUSTIC SENSOR FOR AN	) Conf. No.
	IMPLANTABLE HEARING AID	) 3944

REQUEST FOR REFUND

Director of the U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attn: Refund Section, Accounting Division, Office of Finance

Sir:

In accordance with 37 CFR 1.26(a), Applicants respectfully request a refund of fees in the amount of \$104.00.

On the date of March 10, 2009, payment in the amount of \$104.00 was erroneously submitted with the electronic filing of the Reply to Non-Final Office Action dated 12/11/2008 (hereinafter "Reply"), to complete a fee for two claims in excess of twenty, instead of a fee in the amount of \$440.00 to complete a fee for the two independent claims in excess of three that were included in the Reply.

On the date of April 9, 2009, the United States Patent and Trademark Office accessed applicant's deposit account, taking the fee of \$440.00 for the two independent claims in excess

of three that should have been submitted with the Reply to Non-Final Office Action filed March 10, 2009.

We have enclosed a copy of the Statement of Deposit Account No. 06-1130 showing the two entries for fees taken, as indicated above, in connection with this application by the United States Patent and Trademark Office on March 11, 2009 and April 9, 2009.

Therefore, Applicant respectfully requests a refund in the amount of \$104.00 be credited to Deposit Account No. 06-1130.

Respectfully submitted,

CANTOR COLBURN LLP

By /Daniel R. Gibson/

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Date: April 9, 2009